

1           Q. And I see that behind the subpoena, it appears  
2 to be the fifth page behind the subpoena. And what was  
3 it about the "D" on that one?

4           A. The "D" goes down, the "D" here goes this way  
5 (indicating), and my other "D" went this way  
6 (indicating).

7           Q. You're talking about -- and I don't know if  
8 this is a technical term or what, but the tail on the  
9 capital "D" you're indicating on the Quit-Claim Deed it  
10 slants --

11          A. Slants that way (indicating).

12          Q. -- toward your last name?

13          A. Yeah.

14          Q. And on this Health Enrollment Application it  
15 goes straight down?

16          A. And if you look at the next page it's more  
17 definite that it goes down and not -- it goes -- not  
18 that way (indicating).

19          Q. And then if you go a couple more pages back  
20 there's a W-4A Employee's Withholding Allowance form,  
21 just keep flipping back from that form.

22          A. This way?

23          Q. No, the back, towards the back of the group.

24          A. Oh, okay. Now, see this "D" goes down, too,  
25 and that one goes that way (indicating).

Objection -  
see p. 53.

See  
response p.  
53

1           Q. Okay. That page right there (indicating), that  
2        "D", the tail on that "D" slants towards your last name,  
3        correct?

4           A. Right.

5           Q. So it appears you did it both ways at times,  
6        correct?

7           A. Right.

8           Q. And that Employee's Withholding Allowance  
9        Certificate is dated 1987?

10          A. Right.

11          Q. And if you turn the next page, there's a second  
12        page to that W-4A form it appears or maybe this is a  
13        different form, it also says 1987 in the top right  
14        corner.

15          A. Uh-huh.

16          Q. That "D" tail also slants toward Landrum,  
17        correct?

18          A. Uh-huh.

19          Q. For the record, that's yes?

20          A. That "E" is always above the line, it's never  
21        below the line like that thing is, that's why I'm saying  
22        this is not my signature.

23          Q. Okay. But my question was: From this second  
24        form, 1987, the tail of the "D" does slant toward the  
25        Landrum?

Objection -  
see p. 53.  
See response  
p. 53

1 A. Right.

2 Q. All right.

3 MR. BOGDANOVICH: Ms. Landrum, I think that's  
4 all the questions I have. I'm going to let the other  
5 attorneys have their chance now.

6 THE WITNESS: Okay.

7 MR. BOGDANOVICH: Thank you.

8

9 EXAMINATION

10 BY MR. FREIMUND:

11 Q. Ms. Landrum, I was introduced to you before we  
12 went on the record, but, for the record, I'm Jeff  
13 Freimund and I represent defendant, Michael Davidson.  
14 Just picking up where Mr. Bogdanovich left off, do you  
15 still have Exhibit 4 in front of you?

16 A. Uh-huh.

17 Q. He left off having you look at that W-4 form --

18 A. Uh-huh.

19 Q. -- dated in 1987.

20 A. Uh-huh.

21 Q. There's actually two of them, one dated July  
22 1st, 1987 and the next page is dated February 11, 1987,  
23 do you see that?

24 A. Yes.

25 Q. Would you agree that the "D" in your signature

Objection -  
see p. 53  
See response  
p. 53.

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1 there appears much like the "D" that appears in your  
2 signature that is attached to Exhibit 3, the second to  
3 last page on the notary for the Quit-Claim Deed?

Objection -  
see p. 53.  
Response p.  
53

4 A. Right.

5 MS. ZELLNER: Wait a minute, I need to get the  
6 page number we're referring to, what's your Bate stamp?

7 MR. FREIMUND: The second to the last page.

8 MS. ZELLNER: Does it have a Bate stamp?

9 MR. FREIMUND: It has your Bate stamp number  
10 006062.

11 BY MR. FREIMUND:

12 Q. And your answer was those "Ds" do appear  
13 similar, correct?

14 A. Yeah, but the "E" is always above the line,  
15 it's not down below, and it doesn't look like an "O".

16 Q. Okay. So what you're saying then, just so I'm  
17 understanding, is what you're basing your belief on is  
18 your signature being forged is solely that the "E" in  
19 the second letter of your first name appears below the  
20 line, is that accurate or not?

21 MS. ZELLNER: I'm objecting, again, it  
22 mischaracterizes her testimony.

23 BY MR. FREIMUND:

24 Q. You may answer it, is that accurate?

25 A. You may what?

1 Q. She can object for the record, but you still  
2 have to answer it.

3 MS. ZELLNER: Yeah, I'm objecting. Did you  
4 understand the question?

5 MR. FREIMUND: She's objecting for the record,  
6 you still have to answer the question. Do you want me  
7 to ask it again?

8 THE WITNESS: Please.

9 BY MR. FREIMUND:

10 Q. Is it your testimony now that the only reason  
11 why you believe that your signature was forged on this  
12 Quit-Claim Deed notary is because the "E" in the second  
13 letter of your first name appears below the line, you're  
14 acknowledging the "Ds" are similar?

15 MS. ZELLNER: The same objection.

16 MR. FREIMUND: You can still answer.

17 THE WITNESS: Just a minute. But see you're  
18 looking at those, there are other signatures here that  
19 don't look like that "D".

20 MR. FREIMUND: I understand that, some do, some  
21 don't.

22 BY MR. FREIMUND:

23 Q. And I think what you established with  
24 Mr. Bogdanovich, sometimes your "D" tailed off to your  
25 last name and sometimes it tailed off towards your first

Objection -  
see p. 53;  
asked and  
answered

Response -  
p. 53

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1 name, right; is that correct?

2 A. Sometimes it did, sometimes it didn't.

3 Q. So given that sometimes the "D" would tail off  
4 towards your last name, like it did on the notary for  
5 the Quit-Claim Deed, we are narrowing it down now and  
6 looking at the differences between these signatures on  
7 your Quit-Claim Deed notary and these signatures on  
8 these documents provided by Clark County. The only  
9 difference that you can point to consistently being  
10 different is that the "E" is below the line on the  
11 notary of the Quit-Claim Deed and it does not appear  
12 below the line on the Clark County documents; is that  
13 true?

14 A. Right.

15 Q. Okay. And as you acknowledged earlier on at  
16 least one of the Clark County documents the "E" does  
17 appear below the line even there, too, right? It's the  
18 second to last page on Exhibit 4.

19 A. The one that said Incentive Program?

20 Q. Yes, you're right, Notice of Intent to  
21 Participate in Incentive Program.

22 A. It's not below the line like this is  
23 (indicating).

24 Q. It is below the line, just not as far.

25 A. That doesn't look anything like it.

Objection -  
see p. 53

Response p.  
53

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1 Q. What's the difference, it's just below the line  
2 but not as far or is there any other difference?

Objection -  
see p. 53.

3 A. This is below the line, this one is not  
4 (indicating).

Response p.  
53

5 Q. You think the "E" on the second to last page of  
6 Exhibit 4 does not travel below the line?

7 A. Not that much.

8 Q. Okay. So it does a little bit, but you're just  
9 saying it doesn't travel as much?

10 A. No, it doesn't. It's lost on that one, this  
11 one you can see it (indicating).

12 Q. Okay. So it is true, wouldn't you agree  
13 Ms. Landrum, that on occasion, at least when you would  
14 sign your name, the "E" would at least sometimes appear  
15 a little below the line and that it wasn't uniformly 100  
16 percent accurate that it never appeared below the line,  
17 wouldn't you agree?

18 A. Do you see it below the line on any of the  
19 others?

20 Q. I see it below the line on this one, that's why  
21 I'm asking the question.

22 A. No, that's minimal.

23 Q. Okay. Would you agree, though, that sometimes  
24 the "E" when you sign your name, perhaps on very rare  
25 occasions, but none the less, would sometimes travel

1 below the line?

2 A. No.

3 Q. That never happened?

4 A. No.

5 Q. So you would say, second to last page of  
6 Exhibit 4, that "E" does not travel below the line,  
7 that's your testimony?

8 A. Yes.

9 Q. Okay. Ms. Landrum, do you recall approximately  
10 a week and a half ago where I was on the telephone with  
11 Mr. Bogdanovich and we requested to speak to you?

12 A. Yes.

13 Q. And you said you didn't want to speak to us,  
14 that you would rather a deposition occur. I'm  
15 paraphrasing, those weren't your exact words, but was  
16 that your intent that you didn't want to speak to either  
17 Mr. Bogdanovich or I?

18 A. On the phone.

19 Q. Why was that?

20 A. Well, for one reason, I mean, you call and this  
21 is like short notice, you want a conference call and I  
22 have a lot on my plate right now and I didn't want to do  
23 this on the telephone.

24 Q. Uh-huh. Do you recall that we had arranged --  
25 or Mr. Bogdanovich more accurately had arranged with you

Objection -  
see p. 53.

See  
response p.  
53

1 the day before that this would be a time that was  
2 available to you to speak with us?

3 A. Yes.

4 Q. Did something change in those approximately 24  
5 hours?

6 A. No, I just had time to think about it, and I  
7 wanted to confer with my attorney.

8 Q. Who is your attorney.

9 A. Greg Call here in Vancouver.

10 Q. Okay. So you spoke to your attorney and then  
11 after that -- and I don't want to know what your  
12 attorney told you or what you talked about, but after  
13 that conversation you decided that you would not speak  
14 to us over the telephone?

15 A. Correct.

16 Q. But you were willing to speak to Ms. Zellner  
17 over the telephone or meet her in person?

18 A. I never have spoke to her on the telephone.

19 Q. It was Mr. Henderson you were willing to speak  
20 to over the telephone?

21 A. I have spoke to him on the phone, yes.

22 Q. Why were you willing to speak to Mr. Henderson  
23 on the telephone, but you weren't willing to speak to  
24 Mr. Bogdanovich or I over the telephone?

25 A. I told you, it was short notice, I had a lot on

1 my plate and I still do and I just didn't want to do  
2 this on the telephone.

3 Q. Is it because you feel allied to one side or  
4 the other?

5 A. Feel what?

6 Q. You're allied, in alliance to one side or the  
7 other?

8 A. No.

9 Q. You feel like you're neutral in this?

10 A. Yes.

11 Q. When you first met with Ms. Zellner -- you said  
12 that was today, right?

13 A. Correct.

14 Q. And you've never spoken to her before today?

15 A. No.

16 Q. Did you confer with your lawyer before agreeing  
17 to speak with her?

18 A. Yes.

19 Q. Okay. So it was okay to speak with her but not  
20 okay to speak with us; is that accurate?

21 A. I didn't have to do it on the telephone.

22 Q. It was in person?

23 A. Correct.

24 Q. When you spoke with Ms. Zellner today, where  
25 did you meet?

1 A. At a hotel here in town.  
2 Q. Was that her hotel?  
3 A. The Hilton Hotel.  
4 Q. Did you meet in her hotel room?  
5 A. No, in a conference room.  
6 Q. How long was that meeting?  
7 A. About an hour.  
8 Q. And that was earlier this morning, I take it?  
9 A. Uh-huh.  
10 Q. You need to answer out loud, please.  
11 A. Oh, yes, I'm sorry.  
12 Q. What time was that meeting?  
13 A. Eleven o'clock.  
14 Q. Okay. And you finished that meeting around  
15 noon?  
16 A. Yes.  
17 Q. And you traveled directly to where we are now,  
18 the place of this deposition?  
19 A. No, Paul and I went and had lunch.  
20 Q. So you had lunch and then you got here within  
21 an hour?  
22 A. Yes.  
23 Q. You mentioned that during that meeting with  
24 Ms. Zellner you spoke about what to expect at the  
25 deposition and what questions would likely be asked of

1 you. Did you talk about the case at all?

2 A. Not that much, no.

3 Q. To the extent you can remember, what did you  
4 discuss about the case?

5 A. About Ray Spencer's time in jail, just what to  
6 expect here.

7 Q. What was discussed about Ray Spencer's time in  
8 jail?

9 A. Well, that he had been framed.

10 Q. Who told you that?

11 A. The attorneys.

12 Q. They told you he had been framed?

13 A. Of course I already knew that.

14 Q. What else did they tell you, other than they  
15 believed he had been framed? For example, did they tell  
16 you why they thought he had been framed, give you  
17 examples, or information?

18 A. Not particularly, no.

19 Q. You say you already knew he had been framed,  
20 right?

21 A. Well, if you read the newspaper and listen to  
22 TV, you know if you have any brain at all what's going.

23 Q. So do you think every time something's reported  
24 in the newspaper or on 20/20 it's one hundred percent  
25 accurate?

Objection -  
calls for  
hearsay

Response -  
not offered  
to prove  
truth of  
statements,  
shows  
interviewer  
influence on  
witness

Objection -  
calls for  
hearsay

Response -  
same as  
above

1           A. Oh, no, you only believe half of what's in the  
2 newspaper.

3           Q. Okay. But in this instance you believe all of  
4 it; is that accurate? .

5           A. I don't know if I believe it all, I'm entitled  
6 to an opinion.

7           Q. Well, sure, I'm not questioning that, I'm just  
8 trying to understand what your belief is in this  
9 instance. You believe that based upon what you read in  
10 the newspaper and what you saw on a 20/20 news program  
11 that it's one hundred percent accurate that Ray Spencer  
12 was framed?

13          A. Yes.

14          Q. And you have no other sources of information  
15 performing that belief, other than what you read in the  
16 newspaper and watched on a 20/20 news program or heard  
17 from Mr. Spencer's lawyers?

18          A. Correct.

19          Q. Okay. I want to go back to Exhibit 1 to your  
20 deposition, that is the subpoena you received. I'm  
21 handing you Exhibit 1 to your deposition and I just want  
22 to clarify in Exhibit 1, among other things you were  
23 asked if you had any paperwork at all that bore your  
24 signature as a notary public that was dated between 1971  
25 through 1991 and you have no such document; is that

1 correct?

2 A. I do not.

3 Q. And you were also asked if you had any log  
4 books that were kept in connection with being a notary,  
5 and you indicated you have no such log books either at  
6 this time?

7 A. No.

8 Q. And you have no records, whatsoever, that  
9 contain your signature dated between 1971 and 1991, is  
10 that also true?

11 A. No document?

12 Q. Yeah, that's the last line there, any and all  
13 records dated between 1971 and 1991 which bear your  
14 signature.

15 A. No.

16 Q. Okay, you don't have anything like that. So  
17 the only documents that we have during those time  
18 frames, would you agree at least so far that you're  
19 aware of, that do bear your signature, are contained in  
20 Exhibit 4?

Objection -  
see p. 53  
Response -  
see p. 53

21 A. Yes.

22 Q. As I understand it, when Mr. Henderson met with  
23 you the second time on January 24, 2013 he presented you  
24 with a typed up declaration and you signed it without  
25 making any changes to the declaration; is that true?

1 A. Correct.

2 Q. Had he read it to you beforehand over the phone  
3 and asked you or gave you any chance to make changes to  
4 it?

5 A. He did.

6 Q. Okay. When did that telephone call occur?

7 A. Oh, come on.

8 Q. Was it between your first meeting and your  
9 second meeting?

10 A. That's correct.

11 Q. I thought you said you had a meeting, he called  
12 you in advance, he came to your house after making  
13 arrangements, and after that first meeting ended you  
14 arranged he would meet you again at your house?

15 A. Right.

16 Q. I didn't hear you say that there was a phone  
17 call in between the two meetings earlier and that's  
18 where my confusion lies. Are you saying now there was a  
19 telephone call from Mr. Henderson between the two  
20 meetings?

21 A. Right, he read the declaration to me on the  
22 phone to see if I wanted to make any changes.

23 Q. Okay. And did you make any changes?

24 A. No.

25 Q. When he read it to you over the phone, you said

1 yes, that's fine?

2 A. Yes.

3 Q. Okay. How long was that phone call?

4 A. I'm guessing five minutes, I have no idea.

5 Q. Do you recall anything else? I'm jumping  
6 around here a little bit, I apologize, I'm just looking  
7 at my notes. Do you recall anything else you talked  
8 about with Ms. Zellner earlier this morning, other than  
9 what to expect at a deposition, what questions would  
10 likely be asked at the deposition, and that she was  
11 telling you that Ray Spencer had been framed, is there  
12 anything else that you recall?

13 A. No.

14 Q. And you said earlier you don't recall any of  
15 the questions she said that you should expect to get  
16 today; is that accurate?

17 A. That's true.

18 Q. I'm sorry, ma'am, but in the space of  
19 essentially two to three hours you've forgotten what she  
20 told you to expect in the way of questions?

21 A. I guess.

22 Q. Let's talk about Exhibit 2, please, that's the  
23 declaration that you signed. In paragraph four of  
24 Exhibit 2 when Mr. Bogdanovich was asking you questions  
25 about it, he was saying, "Can you recall when this

Objection -  
calls for  
hearsay;  
asked and  
answered  
Response -  
not offered  
to prove  
truth, shows  
potential  
impact on  
witness's  
conclusions

Objection -  
argumentative  
Response -  
probative  
of witness'  
memory and  
credibility

1       incident occurred with your drawer being pried opened?"  
2       And you said, "No, you couldn't recall when it  
3       occurred." He asked you specifically, "Can you say it  
4       was before or after 1985?" And you said, "No, I can't  
5       specify that." Do you recall that testimony?

6       A. Uh-huh.

7       Q. You have to answer out loud.

8       A. Yes, sorry.

9       Q. It's all right, it's very common. And is that  
10       still your testimony that you cannot recall whether or  
11       not that drawer was pried open before or after 1985?

12       A. Had to be before.

13       Q. Okay. So you're clarifying that testimony,  
14       right?

15       A. Yes.

16       Q. And the reason why you're clarifying that  
17       testimony is because in light of Ms. Zellner's objection  
18       about the timing of when you moved your office that  
19       triggered some memory for you; is that accurate?

20       A. Right.

21       Q. And that memory trigger was that you're certain  
22       that your office moved to the new building in April of  
23       1985, correct?

24       A. ~~Correct.~~ Errata: *Incorrect, the office moved April 1984.*

25       Q. Do you recall how soon before your office move

1 occurred in April 1985 that this incident occurred with  
2 your drawer being pried open?

3 A. No.

4 Q. Was it years before, months before, days  
5 before?

6 A. I don't know.

7 Q. So it might have been several years before  
8 that?

9 A. Could have.

10 Q. Could have been in the 1970s that this  
11 happened?

12 A. Could have.

13 Q. And you're certain it was Mr. Harold Teters who  
14 was the one that pried open your drawer, correct?

15 A. Yes.

16 Q. To your knowledge, did anybody ever open your  
17 drawer that contained your notary stamp at anytime other  
18 than when Mr. Teters did it sometime between 1971 and  
19 1985?

20 A. No.

21 Q. To your knowledge, nobody ever accessed your  
22 notary stamp while you worked at the Clark County  
23 Sheriff's Office; is that accurate?

24 A. Had access?

Q. Ever take it from you, use it without your

1 permission?

2 A. No.

3 Q. That never happened?

4 A. No.

5 Q. Do you believe that Sergeant Michael Davidson  
6 or Detective Sharon Krause took your notary stamp and  
7 used it to forge the Quit-Claim Deed that is attached to  
8 Exhibit 3 of your deposition?

9 A. Give me that question again from the beginning.

10 Q. Sure. Do you believe that Detective Sharon  
11 Krause or Sergeant Michael Davidson took your notary  
12 stamp and used it to forge your signature on Exhibit 3,  
13 second to last page, which is the Quit-Claim Deed?

14 A. I don't know.

15 Q. Okay. I understand you don't know. Do you  
16 believe that to have happened?

17 A. Could have.

18 Q. It could not have as well, right?

19 A. Possibly.

20 Q. You think, more likely than not, that it did  
21 occur?

22 A. I don't know.

23 Q. So you would not say, more likely than not,  
24 that they did take it? Let me rephrase it.

25 A. Please do.

1 Q. Can you say, more likely than not, Detective  
2 Krause and/or Sergeant Michael Davidson took my notary  
3 stamp and used it to forge my name and used my stamp on  
4 the Quit-Claim Deed that is in Exhibit 3, second to last  
5 page?

6 A. More than likely.

7 Q. You think more than likely that happened?

8 A. Could have happened.

9 Q. Why do you think it would be those two and not  
10 somebody else?

11 A. Well, they're the ones with the interest in the  
12 case.

13 Q. What's their interest in the case?

14 A. What's their interest?

15 Q. Yeah.

16 A. Well, they're being sued.

17 Q. But this happened decades before they were  
18 being sued?

19 A. Well, they were trying to get his signature and  
20 he was refusing, so they were doing it.

21 Q. Why were they trying to get his signature?

22 MS. ZELLNER: I would just object to her  
23 speculating on their motive.

24 BY MR. FREIMUND:

25 Q. Go ahead, why do you think they were trying to

1 get her signature?

2 A. His signature.

3 Q. Okay. I thought you said her, his then. Why  
4 do you think they were trying to get his signature?

5 A. Because they were working evidently with the  
6 wife of his, Clyde Spencer's.

7 Q. And how do you know that?

8 A. It's in this, about the property.

9 Q. Okay. Her name's on the Quit-Claim Deed, is  
10 that what you're talking about?

11 A. Her name is on -- yeah, it has to do with the  
12 property.

13 Q. Okay. And you would figure her name would be  
14 on there, right, because she's the co-owner of the  
15 property, right?

16 A. Right, but he was refusing to sign the  
17 Quit-Claim Deed.

18 Q. So why is it, do you think, Sergeant Davidson  
19 and/or Detective Krause had an interest one way or  
20 another in whether or not Mr. Spencer would sign the  
21 Quit-Claim Deed?

22 A. I don't know.

23 Q. Well, you believed they did. I'm trying to  
24 figure out why you believe that.

25 A. I don't know, I can't answer your question.

1           Q. Do you believe it because that's what the  
2 lawyers for Mr. Spencer told you?

3           A. No.

4           Q. Do you believe it because that's based on what  
5 you saw in the newspaper or heard on the 20/20 show?

6           A. Possible.

7           Q. Is there any other bases for your belief other  
8 than those three possible sources?

9           A. No.

10          Q. And you indicated to your knowledge Sergeant  
11 Davidson and Detective Krause never forged anybody's  
12 signature on anything, at least as far as you're aware  
13 of, other than your belief that maybe they did so in  
14 this case; is that true?

15          A. True.

16          Q. And this case is different why?

17          A. I can't answer that.

18          Q. When you said that your desk drawer had been  
19 pried open sometime between 1971 and 1985, how did you  
20 know it had been pried open?

21          A. Well, it had been locked the night before and  
22 it was open in the morning and the lock was all bent.

23          Q. So it looked like somebody had used like a  
24 screwdriver or something and bent the metal?

25          A. Some foreign object, I presume.

1 Q. Was it a wood desk or a metal desk?

2 A. It was metal.

3 Q. So the metal was bent around the area where the  
4 lock was?

5 A. As I recall.

6 Q. So it was quite obvious that somebody had tried  
7 to break into your desk drawer?

8 A. Correct.

9 Q. And you didn't think anything of this, you  
10 didn't report it to anybody, you didn't take any steps?

11 A. No.

12 Q. And how long was it after you see this damage  
13 to this county owned desk, that has your notary stamp in  
14 it, that you find out that Mr. Teters pried open your  
15 desk, how much time passed between the date you observed  
16 it and the date you received information that Teters had  
17 done this?

18 A. It was probably from eight o'clock in the  
19 morning to the next day. I mean, from one day until the  
20 next day when I came to work at eight o'clock in the  
21 morning. He was on duty, I was on duty.

22 Q. For 24 hours?

23 A. He's a prankster.

24 Q. I understand.

25 A. He wasn't there to take my notary seal.

1           Q. He thought it was a prank to pry open your  
2 locked drawer?

3           A. Yeah, I think so.

4           Q. So 24 hours later he told you that he was the  
5 one that had done this?

6           A. About that.

7           Q. Did he say why he thought it was funny to try  
8 to break into a locked drawer of your desk?

9           A. I don't know what he said.

10          Q. Okay. You testified that you have no memory of  
11 inmates from the jail coming down into the civil  
12 division office for any reason at all; is that right?

13          A. That's right.

14          Q. So they never left the jail as far as you're  
15 aware, inmates in the jail never left the jail and came  
16 down into other parts of the building?

17          A. Not to my part of the building.

18          Q. Okay. Would they come to other parts of the  
19 building, the inmates?

20          A. They might have, detectives might have taken  
21 them right past my desk to go over to the detective  
22 department.

23          Q. So they might have walked right in front of  
24 your desk, but not exactly in the section where your  
25 desk is, is that what you're saying?

1 A. In the old building, yes.

2 Q. In the old building is where you were until --

3 A. 1985. Errata: 1984

4 Q. April 1985, correct?

5 A. Right. Errata: wrong. It was April 1984.

6 Q. So in the old building before April 1985 there  
7 would be times where inmates would be escorted from the  
8 jail by detectives to areas very close to where your  
9 desk was; is that correct?

10 A. Yes.

11 Q. And when we say "very close," how close?

12 A. When they were going by my desk?

13 Q. Yes.

14 A. Oh, five, six feet.

15 Q. So you would see jail inmates with regularity?

16 A. Yes, once in a while.

17 Q. And if jail inmates had something notarized  
18 while they were in the jail, how would that get  
19 accomplished, if you know?

20 A. I don't know.

21 Q. Okay. You're aware that sometimes jail inmates  
22 would have a need to have documents notarized while  
23 they're in the jail, don't you?

24 A. Maybe.

25 Q. Okay. When you moved to the new office in

1984 (per errata)

82

1 April of 1985, would you still see inmates from your  
2 desk being escorted by police officers?

3 A. Never. (Eraser) after we moved in April 1984.

4 Q. And why was that, what changed?

5 A. I don't know, maybe they went to them, and when  
6 they went to court, they didn't come through our part of  
7 the building.

8 Q. Okay. So they used a different route, in other  
9 words?

10 A. Yes.

11 Q. You indicated in your declaration, that's  
12 Exhibit 2, that you were acquainted at work with  
13 Sergeant Davidson and Detective Krause, did you have any  
14 dislike towards either of those individuals?

15 A. No.

16 Q. Did they ever appear to you to act in any way  
17 that was less than professional and respectful?

18 A. No.

19 Q. Did they ever appear to you to engage in any  
20 activities or say anything that you felt was  
21 inappropriate or improper?

22 A. No.

23 Q. And would you agree that you knew both of them  
24 as acquaintances, at least that you saw most working  
25 days, for twenty years?

1 A. Yes.

2 Q. All right.

3 MR. FREIMUND: That's all the questions I have  
4 for you, thank you.

5 THE WITNESS: You're welcome.

6 MS. FETTERLY: I have no questions.

7 MS. ZELLNER: I've got a couple.

8  
9 EXAMINATION

10 BY MS. ZELLNER:

11 Q. I want you to look at this exhibit, the  
12 Quit-Claim Deed exhibit and I want you to assume for the  
13 purposes of my question that this signature looks  
14 identical to your signature, okay?

15 A. Right.

16 Q. Just assume that. Is there any other reason  
17 that you believe your signature is forged on this  
18 document? Other than the way it looks, is there any  
19 other reason that you know you didn't notarize Clyde Ray  
20 Spencer's signature?

21 A. For one thing, why would I write in the date,  
22 normally everything was typed in.

23 Q. Right. But isn't it correct that you never  
24 notarized an inmate's signature?

25 A. That's right.

Objection,  
leading

Response -  
question is  
proper to  
develop  
witness's

testimony and clarify confusion  
created by defense counsel's questions  
regarding basis for knowledge that signature was forged

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